

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

JOE V. SANCHEZ and SANDRA L. ROARTY-
SANCHEZ

No. C V-08-0973 (EMC)

Plaintiff(s),

v.

BAYER HEALTHCARE PHARMACEUTICALS, INC.; BAYER
HEALTHCARE LLC, et al.

Defendant(s).

**DECLINATION TO PROCEED BEFORE
A MAGISTRATE JUDGE
AND
REQUEST FOR REASSIGNMENT TO A
UNITED STATES DISTRICT JUDGE**

REQUEST FOR REASSIGNMENT TO A UNITED STATES DISTRICT JUDGE

The undersigned party hereby declines to consent to the assignment of this case to a United States Magistrate Judge for trial and disposition and hereby requests the reassignment of this case to a United States District Judge.

Thomas A. Woods

/s/ Thomas A. Woods

Signature

Defendants denominated "Tyco International, Inc.," "Covidien, Inc
Counsel for "Tyco Healthcare Group, Lp" and Mallinckrodt, Inc.
(Plaintiff, Defendant or indicate "pro se")

CERTIFICATE OF SERVICE

I am employed in the County of Orange, State of California. I am over the age of 18 and not a party to the within action. My business address is 5 Park Plaza, Suite 1600, Irvine, California 92614.

On April 3, 2008 I served on the interested parties in said action the within:

**DECLINATION TO PROCEED BEFORE A MAGISTRATE JUDGE AND REQUEST FOR
REASSIGNMENT TO A UNITED STATES DISTRICT JUDGE**

by placing a true copy thereof in a sealed envelope(s) addressed as stated on the attached mailing list.

- (MAIL) I am readily familiar with this firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with the U.S. postal service on that same day in the ordinary course of business. I am aware that on motion of party served, service is presumed invalid if postal cancellation date or postage meter date is more than 1 day after date of deposit for mailing in affidavit.
- (FAX) I caused such document(s) to be served via facsimile on the interested parties at their facsimile numbers listed above. The facsimile numbers used complied with California Rules of Court, Rule 2003, and no error was reported by the machine. Pursuant to California Rules of Court, Rule 2006(d), I caused the machine to print a report of the transmission, a copy of which is attached to the original of this declaration.
- (BY ELECTRONIC SERVICE) By electronically mailing a true and correct copy through Shook, Hardy & Bacon L.L.P.'s electronic mail system to the e-mail address(es) as stated on the attached service list.
- (ELECTRONIC FILING) I provided the document(s) listed above electronically through the CM/ECF system pursuant to the instructions set forth in the Local Rules for the United States District Court for the Northern District of California.
- (Federal) I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.

Executed on April 3, 2008, at Irvine, California.

/s/ Kim Brunton

KIM BRUNTON

SERVICE LIST

1
2 Dennis J. Canty, Esq,
3 Lawrence J. Gornick, Esq.
4 Debra Irwin DeCarli, Esq.
5 LEVIN, SIMES, KAISER & GORNICK LLP
6 44 Montgomery Street, 36th Floor
7 San Francisco, CA 94104

8 Tel: (415) 646-7160
9 Fax: (415) 981-1270
10 Email: dcanty@lskg-law.com
11 Email: lgornick@lskg-law.com
12 Email: ddecarli@lskg-law.com

13 **Attorneys for Plaintiffs Joe Sanchez and
14 Sandra L. Roarty-Sanchez**

15 Rodney Michael Hudson, Esq.
16 Drinker Biddle & Reath LLP
17 50 Fremont Street, 20th Floor
18 San Francisco, CA 94105

19 415/591-7500
20 Email: rodney.hudson@dbr.com

21 **Attorneys for Bayer Healthcare
22 Pharmaceuticals Inc.; Bayer Healthcare
23 LLC**

24 Deborah C. Prosser, Esq.
25 Stephanie Achsah Hingle, Esq.
26 Kutak Rock LLP
27 515 South Figueroa Street, Suite 1240
28 Los Angeles, CA 90071

29 Tel: (213) 312-4000
30 Fax: (213) 312-4001
31 Email: deborah.prosser@kutakrock.com
32 Email: stephanie.hingle@kutakrock.com
33 **Attorneys for General Electric Company
34 and GE Healthcare Inc.**

35 Aggie Byul Lee, Esq.
36 Tucker Ellis & West LLP
37 515 S. Flower Street, 42nd Floor
38 Los Angeles, CA 90071-2223

39 213-430-3400
40 Email: aggie.lee@tuckerellis.com
41 **Attorneys for Bracco Diagnostics**